



Attorney Docket No.: 71971-566
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Customer No. 53080
Tsuyoshi MATSUSHITA : Confirmation No.: 3649
Application No.: 10/575,098 : Group Art Unit: 2816
Filed: April 10, 2006 : Examiner: LONG T. NGUYEN
:
For: LEVEL SHIFT CIRCUIT AND SEMICONDUCTOR
INTEGRATED CIRCUIT INCLUDING THE SAME

ELECTION UNDER 35 U.S.C. § 121

Mail Stop Amendment
Hon. Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the restriction requirement set forth in the Office Action mailed April 2, 2009, having a shortened statutory period for response set to expire May 2, 2009, wherein the Examiner required restriction between the following distinct Species:

Species I - Figures 1-3; and
Species II - Figure 4.

Applicant elects **Species I (Figures 1-3)**, with claims 1-3, 7 and 8 readable thereon, for initial prosecution on the merits. Applicant also reserves the right to file a Divisional Application for the non-elected claims which the Examiner has indicated are patentably distinct.

Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that Applicant has inadvertently overlooked the need for a petition for extension of time.

The Commissioner is hereby authorized to charge any additional fees associated with this communication or credit any overpayment to Deposit Account No. 50-0417.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

Date: 5/4/09

By:



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